

## UNITED STATES DISTRICT COURT

for the

Eastern District of Washington

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

Oct 07, 2024

SEAN F. McAVOY, CLERK

THE ESTATE OF DEAN FUNABIKI, by and through its personal  
representative, RUTH FUNABIKI; RUTH FUNABIKI; ABBY  
FUNABIKI; and EMILY FUNABIKI,\_\_\_\_\_  
*Plaintiffs*

v.

COUNTY OF WHITMAN; BRETT MYERS; SCOTTY  
ANDERSON; BRETT KELLER; and MORGAN SCHARFF,\_\_\_\_\_  
*Defendants*

Civil Action No. 2:21-CV-00089-MKD

## JUDGMENT IN A CIVIL ACTION

The court has ordered that *(check one)*:

☐ the plaintiff *(name)* \_\_\_\_\_ recover from the  
defendant *(name)* \_\_\_\_\_ the amount of  
\_\_\_\_\_ dollars (\$ \_\_\_\_\_), which includes prejudgment  
interest at the rate of \_\_\_\_\_ %, plus post judgment interest at the rate of \_\_\_\_\_ % per annum, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant *(name)* \_\_\_\_\_  
\_\_\_\_\_ recover costs from the plaintiff *(name)* \_\_\_\_\_  
\_\_\_\_\_.

☒ other: Defendants' Motion for Summary Judgment, ECF No. 73, is GRANTED in part and DENIED in part as set forth in the  
Court's order at ECF No. 149.  
Judgment is entered in favor of Defendants Scharff, Keller, Anderson, Myers, and Whitman County on all of Plaintiffs'  
Section 1983 claims.

This action was *(check one)*:

☐ tried by a jury with Judge \_\_\_\_\_ presiding, and the jury has  
rendered a verdict.

☐ tried by Judge \_\_\_\_\_ without a jury and the above decision  
was reached.

☒ decided by Judge \_\_\_\_\_ MARY K. DIMKE \_\_\_\_\_ on Defendants' Motion for Summary Judgment.

Date: 10/7/2024

CLERK OF COURT

SEAN F. McAVOY

s/ Nicole Cruz

(By) Deputy Clerk

Nicole Cruz